IN RE:

PETITION FOR ADMIN. VARIANCE

N/S Hawksbury Road, 25' W of

Windridge Road

(4700 Hawksbury Road)
2nd Election District
2nd Councilmanic District

Melvin Massey, Jr., et ux

Petitioners

* BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

Case No. 97-158-A

*

* * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Administrative Variance for that property known as 4700 Hawks bury Road, located in the vicinity of Scotts Level Road in Pikesville. The Petition was filed by the owners of the property, Melvin Massey, Jr., and his wife, Marcie Kincaid-Massey. The Petitioners seek relief from Section 504 of the Baltimore County Zoning Regulations (B.C.Z.R.) (Section V.B.6.D of the Comprehensive Manual of Development Policies {C.M.D.P.}) 1971-92 Regulations, and Section 301.1.C of the Permits and Development Management Policy Manual, to permit an open projection setback of 3 feet in lieu of the required 11.25 feet, and to amend any last approved final development plan for Willow Glen North Addition, Lot 4, for a proposed open carport. The subject property and relief sought are more particularly described on the site plan submitted which was marked into evidence as Petitioner's Exhibit 1.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the

MICROFILMED

UNDER RECEIVEN FOR FILING

information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.



TMK:bjs

2) The proposed carport shall remain open on the three exposed sides and shall not be enclosed for any reason.

3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

Million III JAID



Baltimore County Zoning Commissioner Office of Planning and Zoning

Suite 112, Courthouse 400 Washington Avenue Towson, Maryland 21204 (410) 887-4386

November 6, 1996

Mr. & Mrs. Melvin Massey, Jr. 4700 Hawksbury Road Pikesville, Maryland 21208

RE: PETITION FOR ADMINISTRATIVE VARIANCE
N/S Hawksbury Road, 25' W of Windridge Road
(4700 Hawksbury Road)
2nd Election District - 2nd Councilmanic District
Melvin Massey, Jr., et ux - Petitioners
Case No. 97-158-A

Dear Mr. & Mrs. Massey:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Permits and Development Management Office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

cc: People's Counsel

File

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Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

4700 HAWKS 6

MOUNTS OUR	Y 100.
which is presently z	oned Residenting
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This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attach hereto and made a part hereof, hereby petition for a Variance from Section(s) 504 BCZR, V.B.6 b (CMDP)

1971-1992 REGULATIONS AND POM PULICY MANUAL SECT AN OPEN PROJECTION SETBOLK OF 3 FT. IN LIEU OF THE REQUIRED 11/4 FT. TO PROPERTINE. AND TO AMENIO ANY LAST APPROVED FINAL DEVELOPMENT PLAN FOR LOT

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty)

Penetical Difficulty 1. Distance - 1114' Joan 4648 Hawksburge R)
CANNOT be mot To build A 20' wide camport

Property is to be posted and advertised as prescribed by Zoning Regulations.

t, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filling of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

			legal owner(s) of the property which is the subject of this Petition
Contract Purchaser/Lessee			Legal Owner(s).
(Type or Print Name)		·	(Type or Brint Name)
Signature			Signature Massey Jr.
Address			Marcie Kincaid- Massey
City	State	Zipcode	Marcie Rineau - Massey
Attorney for Petitioner			1870 the sale of t
(Type or Print Name)			Address Hawksburg Rd. 922-8755 Phone No. 21205
Signature			City State Zipcode Name, Address and phone number of representative to be contacted
Address	Phone No		Name
City	State	Zipcode	Address Phone No
A Public Hearing having been requiled the subject matter of this petition throughout Ballimore Countries.			red by the Zoning Commissioner of Baltimore County, this day of

Joning Commissioner of Baltimore County

REVIEWED BY:

circulation throughout Baltimore County, and that the property be reposted.

Printed with Soybean Ini on Recycled Paper



Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

lestify thereto in the event that a public hearing is scheduled in the
That the Affiant(s) does/do presently reside at 4700 Hawks basy Rd.
PKBSVILLE MD. 21208
City State 249 5555
That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative
Variance at the above address: (Indicate hardship or practical difficulty)
The county zoning pe poissment of 11'14'
Joseph the profitage AT 4648 HACKShary
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build A 20' wide composit
That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information.
Michi Marcos fr (** * * * * Marcos hurses - Massey
(signature) MEKin MASSEY JA Much Kucard - Massey Mercy Crist name) Mercy Crist name Massey
(type or print name) (type or print name)
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:
I HEREBY CERTIFY, this 17th day of State of Maryland, in and for the County aforesaid, personally appeared, 1996, before me, a Notary Public of the State
Melvin + Marcie Hassey
the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal.
9/17/96 Esthe Alkin Lather State
9/17/96 Esthe Belie Lather Others NOTARY PUBLIC My Commission Expires: 9/1/99
My Commission Expires: 9/1/99
My Commission Expires: 7/1/94
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Affidavit in support of Administrative Variance

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That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. That the Affiant(s) does/do presently reside at That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty) That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. (type or print name) STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: , before me, a Notary Public of the State day of C of Maryland, in and for the County aforesaid, personally appeared the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief. AS WITNESS my hand and Notarial Seal. My Commission Expires: NOTARY PUBLIC

MORE





ESTIMATED POSTING DATE:

Petition for Administrative Variance

This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the properly situate in Baltimore County and which is described in the description and pinerote and made a part hereof, hereby potition for a Variage from Sotionics). \$34 \$34 \$34 \$34 \$35 \$34 \$34 \$34 \$34 \$34 \$34 \$34 \$34 \$34 \$34	/	rty located at		which is	presently	zoned
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Signature Sign	Property is to be posted and ad	dvertised as prescri	bed by Zoning F posting, etc., upon f	Regulations	i. tition, and fu	rther agree to a
legal owner(s) of the property which is the subject of this Petition. Contract Purchaser/Lessee Legal Owner(s)						
legal owner(s) of the property which is the subject of this Petition. Contract Purchaser/Lessee Legal Owner(s)			•			
(Type or Print Name) Signature Address Address City State Zipcode Attorney for Petitioner (Type or Print Name) Address Type or Print Name) Address Address Fhone No. Phone No.						
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	City State Attorney for Petitioner (Type or Print Name) Signature Address	Phone No.	Address City Name, Address a	Hacirsk Ville	pury R.	() . 922 Phone No
circulation throughout Baltimore County, and that the property be reposted	City State Attorney for Petitioner (Type or Print Name) Signature Address F City State A Public Hearing having been requested and/or that the subject matter of this petition be set for a set of the subject matter of the subject	Phone No. Zipcode found to be required, it is ording public hearing, advertised,	Address City Name, Address a	Ind phone number	Standard Sta	Phone No

Printed with Soybean Ink on Recycled Paper

97-158-A

VARIANCE ATTACHMENT

504 BCZR, V.B.G.D (CMDP) 1971-92 REGULATIONS AND THE P.D.M. POLICY MANUAL SECTION 301.1.C. TO PERMIT AN OPEN PROJECTION SETBACK OF 3 FT. IN LIEU OF THE REQUIRED 11/4 FT TO PROPERTY LINE. AND TO PROPERTY LINE.



ITEM # 158 Milin + MARCIE MASSEY 4700 HAWKSbury Rd Pikesville, MD. 21208 REQUEST JOR ADMINISTRATIVE VARIANCE PRACTICAL Difficulty - ATTACHMENT WE have no Access to the back YARD by CAR. The serened purch + dock plack the way to the back your on the driveway side Theres is no driveway to the left side which is blocked in front by Tress. The snow on the last side of the power of the house The back yand is graded steaply toward its 20' restaining wall.

Manney dell



ZONING DESCRIPTION

ZONING DESCRIPTION FOR 4700 HAWKSBURY RD.

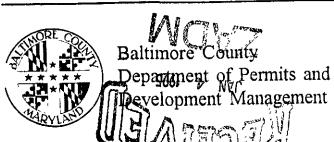
Beginning AT A point on the North side of Hawksbury RD. which is 60' R/W wide AT the DISTANCE of 25' WEST of the CENTERLINE of the NEAREST INTERSECTING STREET, WINDRIDGE RD. which is 50' R/W WIDE.

*Being Lot #4, Block A. SECTION #1 IN the subdivision of Willow Glen North Addn.

AS RECORDED IN BAltimore County Plat Book #34, Folio #149, Containing 11,154 SF. Also Known AS 4700 HAWKSbury RD. AND located in the 02 Election District, 02 Council-Manic District.

9-19-96





Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of which, lies with the petitioner/applicant) and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with this requirement.

Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

AF	RNOLD JABLON, DIRECTOR
For newspaper advertising:	
Item No.: 158	2
Petitioner: Makin Massay Jo	×
Location: 4700 HAWKShuny	B.
PLEASE, FORWARD ADVERTISING BILL TO:	
NAME: MASKEY JA.	
ADDRESS: 4700 HAWKS GURY	RS.
Pikasvilla, Md. 212	208
PHONE NUMBER: 922-3955	
A.J. one	

AJ:ggs

(Revised 09/24/96)

CERTIFICATE OF POSTING

RE:	Case No.:	77-	158	-A
	Petitioner/	Daveloner:		•

Melvin Massey . Tr

Date of Hearing/Closing: 10.28.96

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention: Ms. Gwendolyn Stephens

Ladies and Gentlemen:

i i	
This letter is to certify under the penalties of perjury that the necessary sign(s) required by law	
were posted conspicuously on the property located at To Pecmit AN	
open projection setback of 3 Ft in Lieu of	
the requires 114 ft. to property line Ans to	
The sign(s) were posted on 10-11, 96	
(Month, Day, Year)	
ameno Any last approves sincerely, final development p	PAN
Julbandt 10/15/ac	
(Signature of Sign Poster and Date)	
Glen B. Burdette	
(Printed Name) SHANNON-BAUM SIGNS 105 COMPETITIVE GOALS DR. ELDERSEURG, MD 21784 (410) 781-4000	
(City, State, Zip Code)	
(Telephone Number)	

ELDERSBURG, MD 21784 (410) 781-4000

SHANNON-BAUM SIGNS 105 COMPETITIVE GOALS DR.

MICROPILMED

9/96 cert.doc



Marinenius

(410) 781-4000

CHOIC MUARING FILL FRITHING COSLIDIN. PERSONAL MONTHS

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than 10/13/96.

Format for Sign Printing, Black Letters on a White Background:

ZONING NOTICE

ADMINISTRATIVE VARIANCE

Case No. 97-158-A

SFT IN LIEU OF THE REQUIRED 11 4 FT. TO PROPERTY LINE

AND TO AMEND ANY LAST APPROVED FINAL DEVELOPMENT PLAN FOR LOT 4

PUBLIC HEARING?

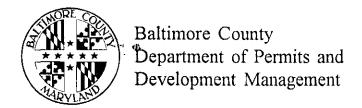
PURSUANT TO SECTION 26-127(b) (1), <u>BALTIMORE COUNTY CODE</u>, AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE, PROVIDED THE REQUEST IS RECEIVED IN THE ZONING REVIEW BUREAU BEFORE 5:00 P.M. ON

ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING, 111 WEST CHESAPEAKE AVE., TOWSON, MD 21204, (410) 887-3391

DO NOT REMOVE THIS SIGN AND POST UNTIL AFTER ABOVE DATE UNDER PENALTY OF LAW

HANDICAPPED ACCESSIBLE

9/96 post2.doc



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

October 10, 1996

ABOUT YOUR ADMINISTRATIVE VARIANCE

CASE NUMBER: 97-158-A (Item 158)

N/S Hawksbury Road, 25' W of Windridge Road

4700 Hawksbury Road

2nd Election District - 2nd Councilmanic

Legal Owner(s).: Melvin Massey, Jr. and Marcie Kincaid-Massey

Post by Date: 10/13/96

Closing Date: 10/18/96

28

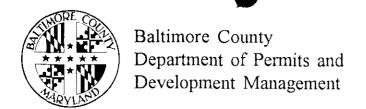
Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice serves as a refresher regarding the administrative process.

- 1) The Zoning Notice sign must be visible on the property under petition on or before the "Post by Date" noted above. It should remain there until after the closing date.
- 2) The "Closing Date" noted above, is the deadline for a neighbor to file a formal request for a public hearing.
- 3) After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. He/She may (a) grant the requested relief, (b) deny the requested relief, or (c) Order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days) as to whether or not your petition has been granted, denied, or will go to public hearing.
- 4) In cases that must go to a public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), notification of same will be forwarded to you. The sign on the property must be changed giving notice of the hearing's date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign, must be forwarded to this office.

PROCESS IS NOT DATE, THE PLEASE UNDERSTAND ON THE CLOSING THAT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS TON FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon Director

cc: Melvin and Marcie Massey



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

November 14, 1996

Mr. and Mrs. Melvin Massey, Jr. 4700 Hawksbury Road Pikesville, MD 21208

RE: Item No.: 158

Case No.: 97-158-A

Petitioner: Melvin Massey, et ux

Dear Mr. and Mrs. Massey:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on October 3, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

Sincerely,

W. Carl Richards, Jr.

Zoning Supervisor

WCR/re
Attachment(s)

Printed with Soybean link on Recycled Paper

Baltimore County Government Fire Department



700 East Joppa Road Towson, MD 21286-5500 Office of the Fire Marshal (410) 887-4880

DATE: 10/10/96

Arnold Jablon
Director
Zoning Administration and
Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF OCT. 10, 1996.

Item No.: SEE BELOW

Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

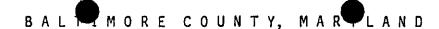
8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 149,150,151,152,153,154, 155,156,158) 159 and 160.

REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 887-4881, MS-1102F

MICROFILMED

CC: Lite



DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

TO:

PDM

DATE: 10/11/9(

FROM:

R. Bruce Seeley

Permits and Development Review

SUBJECT: Zoning Advisory Committee
Meeting Date: 607/5

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

150

Item #'s:

151

152

RBS:sp

BRUCE2/DEPRM/TXTSBP

Milminist

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: October 10, 1996

:OT

Arnold Jablon, Director

Permits and Development

Management

FROM:

Pat Keller, Director

Office of Planning

SUBJECT:

Petitions from Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s):

Luy W. Jong Luy C. Kerns

Item Nos. 115, 149, 151, 153, 154, 156, 158, and 159

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3495.

Prepared by:

Division Chief:

PK/JL



David L Winstead Secretary Parker F. Williams Administrator

Ms. Roslyn Eubanks
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County

Item No. 158 (J. C. L.)

10. 24.96

Dear Ms. Eubanks:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Small at 410-545-5581 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

100

Ronald Burns, Chief

Engineering Access Permits

Division

BS/es

MICROFILMED.

BALTIMORE MARYLAND COUNTY,

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: October 25, 1996

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Chief Development Plans Review Division

SUBJECT: Zoning Advisory Committee Meeting

for October 21, 1996

Item Nos. 151, 153, 154, 155, 156,

158, 159, and 160

The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:HJO:jrb

cc: File

OWNER INFORMATION

D.A.T. REAL PROPERTY SYST PALTIMORE COUNTY

DISTRICT: 02 ACCT NO: 1600004284

USE: RESIDENTIAL

OWNER NAME: GROSS BOBBY TYRONE

GROSS TRACY A

MAILING ADDRESS: 4646 HAWESBURY FD

- EALTIMORE

MD 21205

PRINCIPAL RESIDENCE

TRANGFERRED

PROM: WEIDER FREDUE H

DEAD REFERENCE: 1: // 51/6/ 454

TAX SXIATT: NO

DATE: 04/01/92 FRICE: #151.019

POTENTIAL TAX LIABILITY

* INC. *

We do not object to a corport, measuring 16'x 20', lying built by our neighbors.

11km # 158

Mrus Macie Fross

Data 9/18/96

Barrier (m.m.)

WARE INFORMATION

.D.A.T. REAL PROPERTY SYS BALTIMORE COUNTY

PISTRICT: 02 ACCT NO: 1806004286

USE: RESIDERTIAL

IWNER NAME: CRAWFORD FEIER O

CRAVEONI JESSIE I

MAILING ADDRESS: 4701 HAWKEBURY KI

SECTE PREFICE ANALOGY

THE DESERBINE: 1) 10510/ 718

1811 & SHETT AC

DAID: 06.05/84 FRIGH: 3108.

+ 、正、正、

I am Jessie Gaufend. I have so alyeston to the can port. My Concern is HA it is bruit built name Hat it does affect the value of my property.

Jessie Kauford Septenlier 18,1996

1 tom # 158

MICROFILMED

DWNER INFORMATION

D.A.T. REAL PROPERTY SYST BALTIMORE COUNTY

DISTRICT: 02 ACCT NO: 1600004286

USE: REGIDENTIAL

OWNER NAME: CRAWFORD PETER C

CRAWFORD JESSIE L

MAILING ADDRESS: 4702 HAWKSBURY RD

BALTIMORE

MD 21308

PRINCIPAL RESIDENCE

TRANSFERRED

BROWL VOSHCYFRY ANAIOLY

ILED AESFRENCE: 1, / /10519/ 718

DAY EXEMET: NO

FOTENTIAL TAX LIABILITY

I am leter Crawford. I have no objection to the design and building of a corport as escalam to me. I understand it will building will be a monetar and built to county regulation.

MICROFILMED

Exhibit A

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than 10/196.

Format for Sign Printing, Black Letters on a White Background:

ZONING NOTICE

ADMINISTRATIVE VARIANCE

Case No.: 97-158-A

SFT IN LIEU OF THE REQUIRED 11 4 FT. TO PROPERTY LINE.

AND TO AMEND ANY LAST APPROVED FINAL DEVELOPMENT PLAN FOR LOT 4

PUBLIC HEARING?

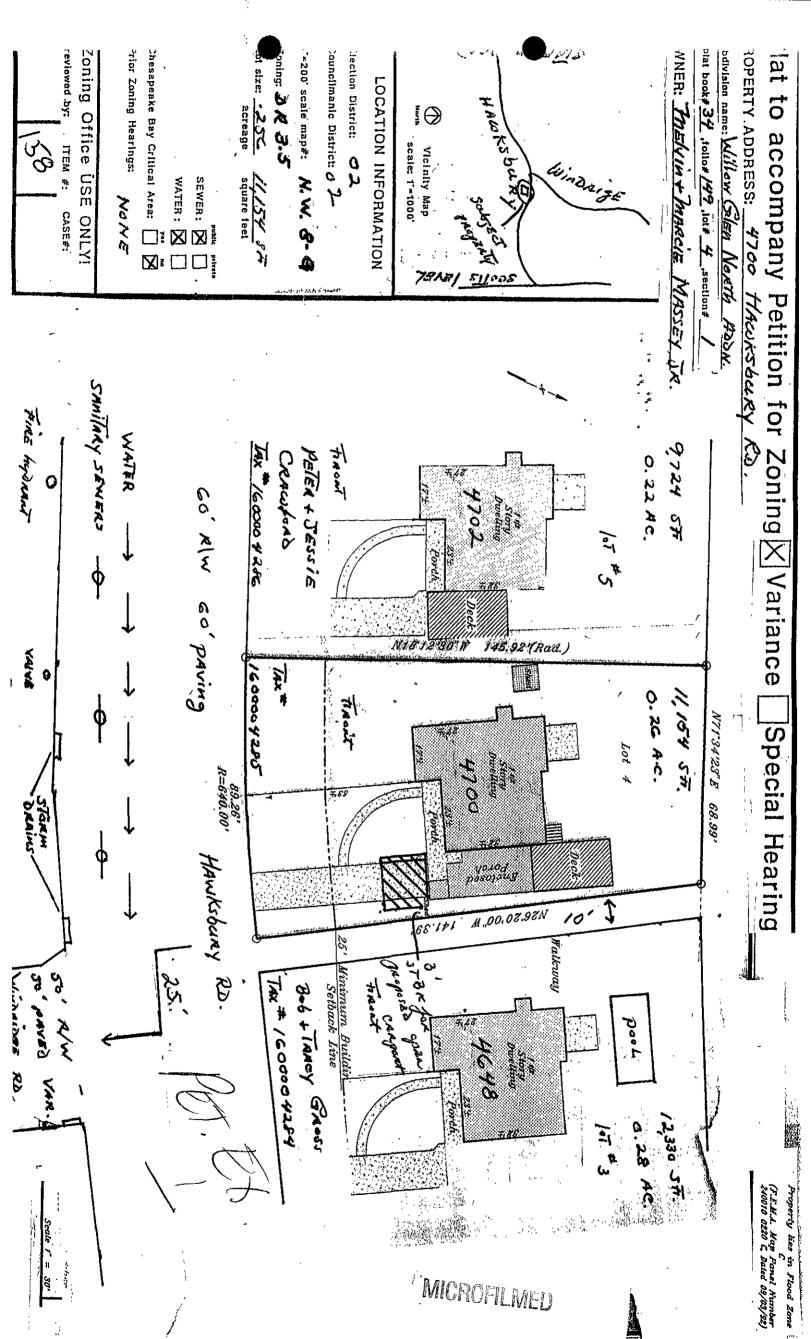
PURSUANT TO SECTION 26-127(b) (1), <u>BALTIMORE COUNTY CODE</u>, AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE, PROVIDED THE REQUEST IS RECEIVED IN THE ZONING REVIEW BUREAU BEFORE 5:00 P.M. ON

ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING, 111 WEST CHESAPEAKE AVE., TOWSON, MD 21204, (410) 887-3391

DO NOT REMOVE THIS SIGN AND POST UNTIL AFTER ABOVE DATE UNDER PENALTY OF LAW

HANDICAPPED ACCESSIBLE

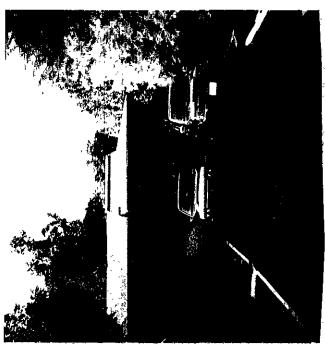
9/96 poet2.dox 10 28 9L





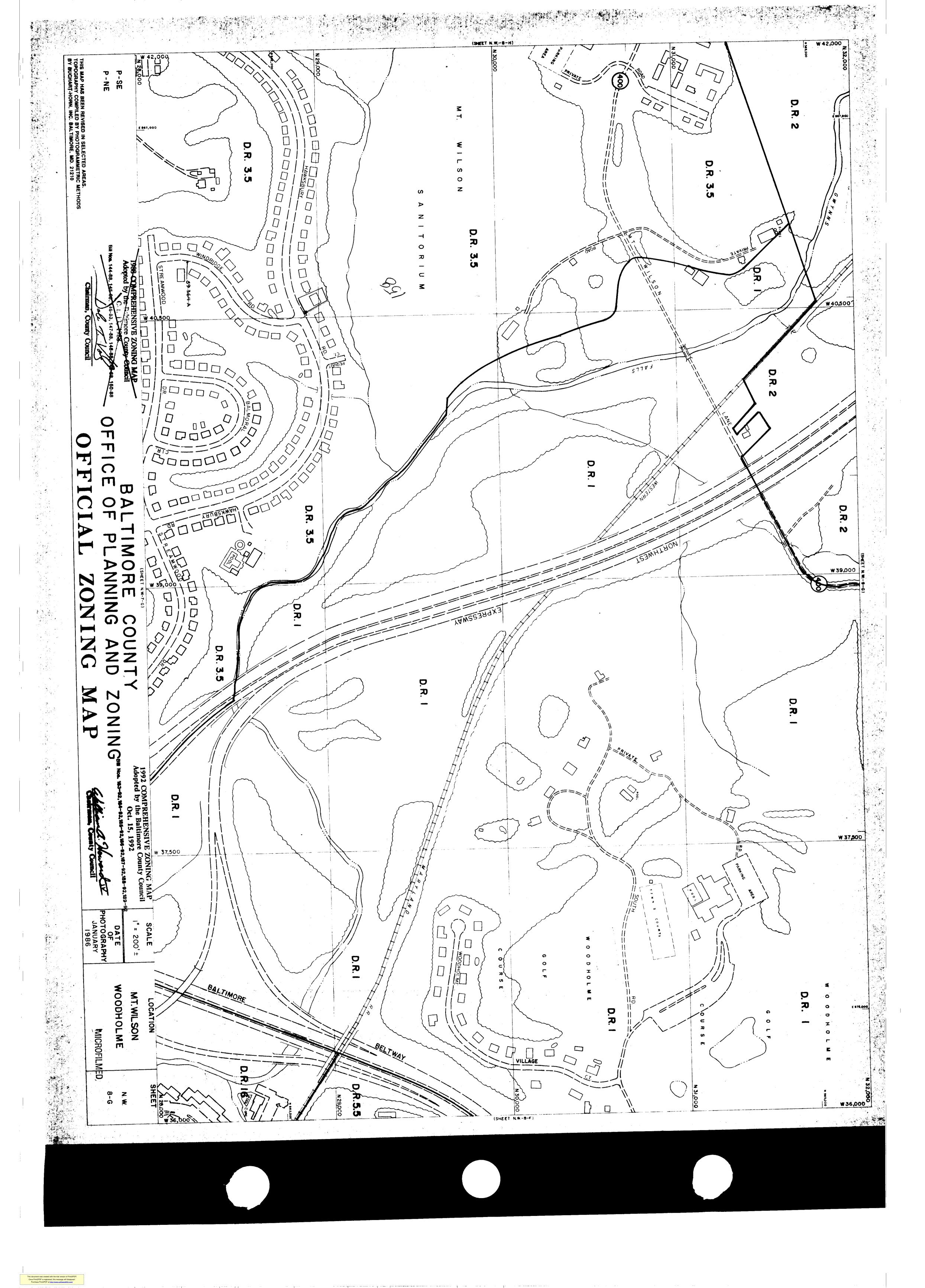




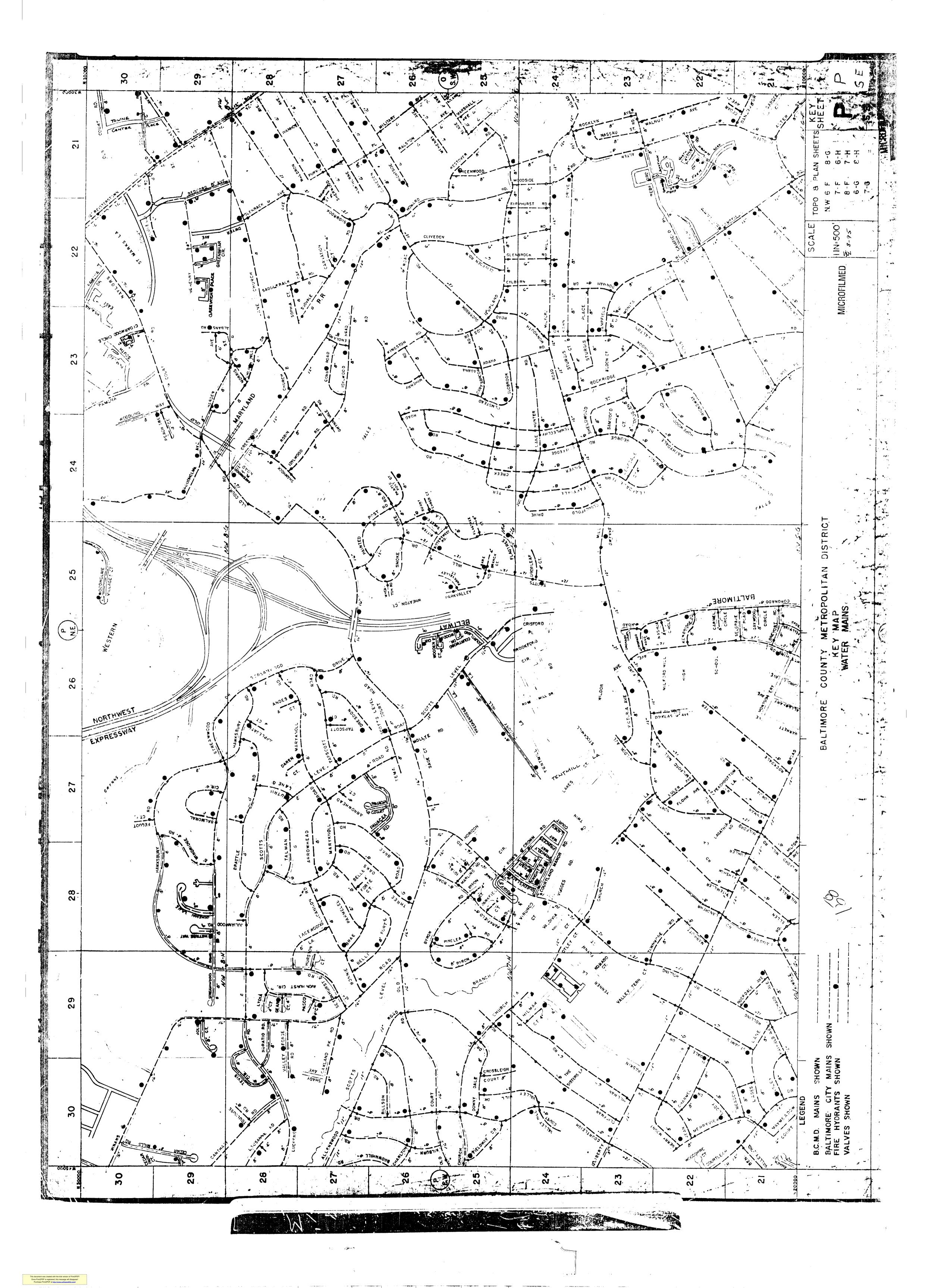


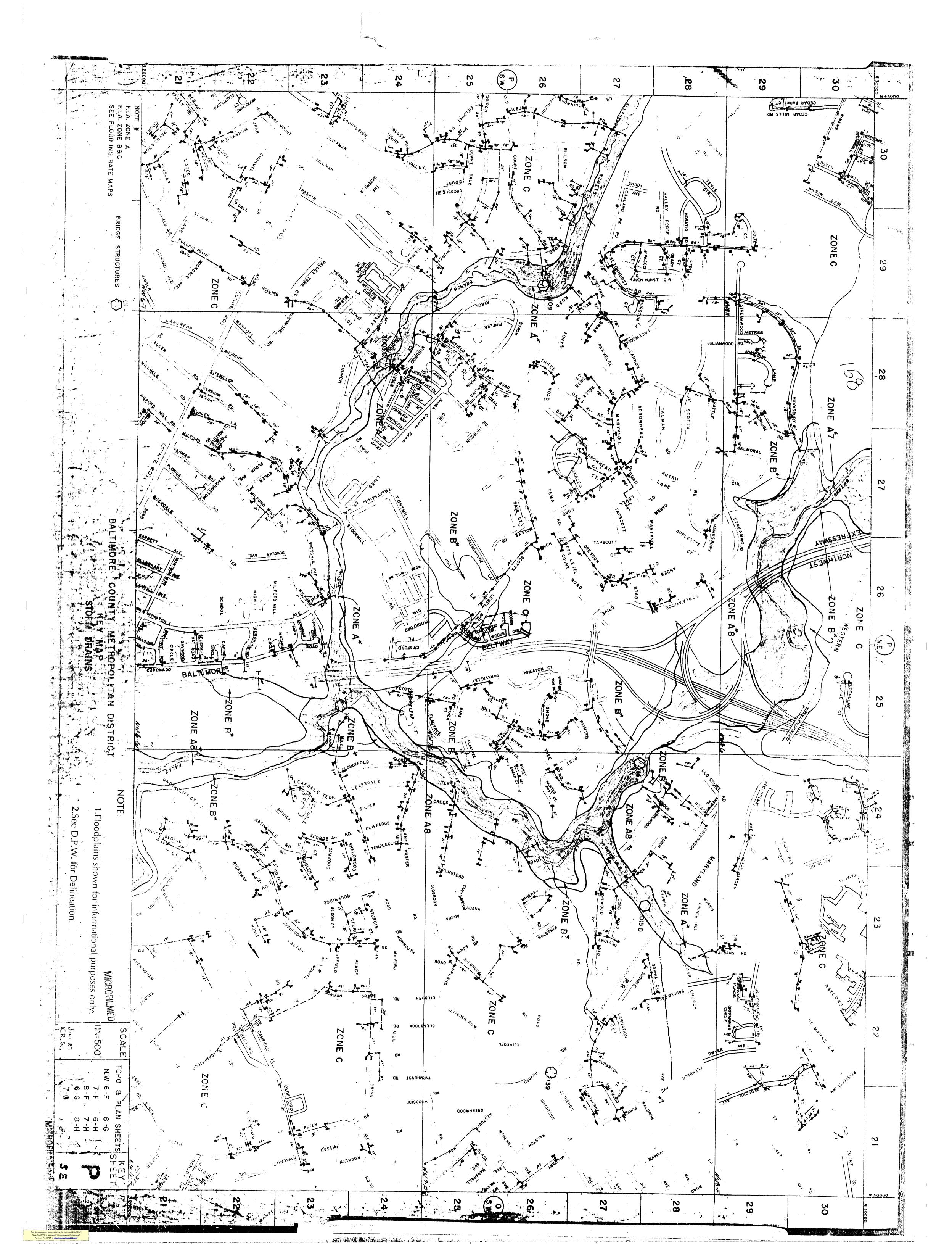


MICROFILMED









Melvin Massey, Jr., et ux Petitioners * * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

* Case No. 97-158-A

This matter comes before the Deputy Zoning Commissioner as a Petition for Administrative Variance for that property known as 4700 Hawks bury Road, located in the vicinity of Scotts Level Road in Pikesville. The Petition was filed by the owners of the property, Melvin Massey, Jr., and his wife, Marcie Kincaid-Massey. The Petitioners seek relief from Section 504 of the Baltimore County Zoning Regulations (B.C.Z.R.) (Section V.B.6.D of the Comprehensive Manual of Development Policies {C.M.D.P.}) 1971-92 Regulations, and Section 301.1.C of the Permits and Development Management Poilicy Manual, to permit an open projection setback of 3 feet in lieu of the required 11.25 feet, and to amend any last approved final development plan for Willow Glen North Addition, Lot 4, for a proposed open carport. The subject property and relief sought are more particularly described on the site plan submitted which was marked into evidence as Petitioner's

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 670 day of November, 1996 that the Petition for Administrative Variance seeking relief from Section 504 of the Baltimore County Zoning Regulations (B.C.Z.R.) (Section V.B.6.D of the Comprehensive Manual of Development Policies (C.M.D.P.)) 1971-92 Regulations, and Section 301.1.C of the Permits and Development Management Poilicy Manual, to permit an open projection setback of 3 feet in lieu of the required 11.25 feet, and to amend any last approved final development plan for Willow Glen North Addition, Lot 4, for a proposed open carport, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.

2) The proposed carport shall remain open on the three exposed sides and shall not be enclosed for any

3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

Swithy Kotrow TIMOTHY M. KOTROCO Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

Office of Planning and Zoning

Suite 112, Courthouse 400 Washington Avenue Towson, Maryland 21204 (410) 887-4386

November 6, 1996

Mr. & Mrs. Melvin Massey, Jr. 4700 Hawksbury Road Pikesville, Maryland 21208

RE: PETITION FOR ADMINISTRATIVE VARIANCE N/S Hawksbury Road, 25' W of Windridge Road (4700 Hawksbury Road) 2nd Election District - 2nd Councilmanic District Melvin Massey, Jr., et ux - Petitioners Case No. 97-158-A

Dear Mr. & Mrs. Massey:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Permits and Development Management Office at 887-3391.

> Very truly yours, TIMOTHY M. KOTROCO Deputy Zoning Commissioner

> > for Baltimore County

cc: People's Counsel

Petition for Administrative Variance

for the property located at 4700 HACKS being Ro.

which is presently zoned Residential The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) hereto and made a part hereof, hereby petition for a Variance from Section(s) 504 362R, V.B. (CNA) 1971-1992 REGULATIONS AND POM POLICY MONUAL SECT 301, I.C. TO PERMIT AN OPEN PROJECTION SETBOCK OF SET IN LIEU OF THE REQUIRED 11/4 FT. TO PRUDERTY PROPERTY FOR AMEND ANY LAST APPROVED FINAL DEVELOPMENT PLAN FOR LOT of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or of the Zoning regulations practical difficulty)

Peaclical Difficulty

1. Distances - 111/4' Josem 4648 Hawksburg Rd
CANNOT be mot To build A 20' wide CAMPORT Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to

			VWe do solemnly declare and affirm, under the penalties of perjur legal owner(s) of the property which is the subject of this Petition	y, that I/we are the
Contract Purchaser/Lessee			MELLIN MASSEY TA	2
Type or Print Name)			Mehi Thanes h.	
ignature			Marcie Kincaid-Hasse	-
ddress			Marcu Finan - Masse]
Эty	State	žipcode	Signature	7
Ittorney for Petitioner			4700 HAWKShung Rd.	<u> 322 - 3755</u>
Type or Print Name:			PIKASVILLE MD. 2	1205
ignature			Name, Address and phone number of representative to be contact	
ddress	Phone	No.	Name	
uty .	State	Zipcode	Address Phone	e No

circulation, throughout Battimore County, and that the property be reposted.

in support of

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. That the Affiant(s) does/do presently reside at 4750 HACUES being Red. The county general many of present and the control ment of the county general of the from the property of the separate of the property of the sexual party of the sexual party of the sexual party of the sexual party to

build A 20' wide CAM good.

That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a repost	ing and advertising fee and
may be required to provide additional information.	escil - hearing
THEREBY CERTIFY, this	a Notary Public of the State
the Affiants(s) herein, personally known or satisfactorily identified to me as such Affianti(s), and me that the matters and facts hereinabove set forth are true and correct to the best of his her/their known or satisfactorily identified to me as such Affianti(s), and me that the matters and facts hereinabove set forth are true and correct to the best of his her/their known or satisfactorily identified to me as such Affianti(s).	nade oath in due form of law wledge and belief.
AS WITNESS my hand and Notarial Scal.	,

97-158-A VARIANCE ATTACHMENT

504 BCZR, V.B.G.D (CMDP) 1971-92 REGULATIONS AND THE P.D.M. POLICY MANUAL SECTION 301, 1. C. TO PERMIT AN OPEN PROJECTION SETBACK OF 3 FT. IN LIEU OF THE REQUIRED 11/4 FT TO PROPERTY LINE. AND TO AMEND AWY LAST APPRINED F. D.P. FUR LOT \$4.

Makin + MARCIE MASSEY 4700 HAWKSbury Rd. Pikesville, Pub. 21208

> REQUEST for Administrative VARIANCE PRACTICAL Difficulty - ATTACHMENT

______# 158

WE have no necess to the back yard

The screened ponch + deck block the way to the back comed on the driveway side

There is no devising to the last side which is blocked in Joot by Trees.

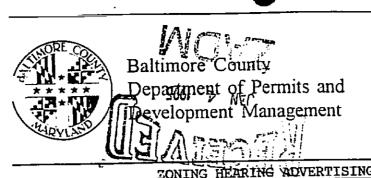
9/17/96 date

ZONING DESCRIPTION

ZONING DESCRIPTION FOR 4700 HAWKSBURY

BEGINNING AT A POINT ON the North SIDE of HAWKSbury RD. which is 60 R/W WIDE AT THE DISTANCE Of 25' WEST of the CENTERline of the NEAREST INTERSECTING STREET, WINDRIDGE RD. which is 50' R/W WIDE. * Being LoT #4, Block A. Section #1 in the subdivision of Willow GlEN NORTH ADDN. AS RECORDED IN BALTIMORE COUNTY PLAT BOOK #34 Folio # 149 Containing 11,154 SF. Also KNOWN AS 4700 HAWKSBURY RD. AND locat-ED IN the 02 Election District, 02 Council-MANIC DISTRICT.

9-19-96



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of which, lies with the petitioner/applicant) and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with this requirement.

Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR
For newspaper advertising:
Item No.: 158
Petitioner: Makin Massay Jr.
Location: 4700 HAWKSbury B.
PLEASE FORWARD ADVERTISING BILL TO: NAME: Massay for
ADDRESS: 4700 HAWKS hury RS.
Pikasvilla, md. 21208
PHONE NUMBER: 922-3955

SEP-19-196 THU 15:32 ID: ZADM CERTIFICATE OF POSTING RE: Case No.: 97 - 158 - AMelvin Massey, Jr Date of Hearing/Closing: 10.28.96 Baltimore County Department of Permits and Development Management County Office Building, Room 111 III West Chesapeake Avenue Towson, MD 21204 Attention: Ms. Gwendolyn Stephens Ladies and Gentlemen: This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at To Permit AN open projection setback of 3 Ft in Lieu of the requires 114 ft. to property line And to 10-11, 96 (Month, Day, Year) The sign(s) were posted on Ameno Any last approves sincerely, final development plan For 1074 Glen B. Burdette (Printed Name) SHANNON-BAUM SIGNS 105 COMPETITIVE GOALS DR. ELDERSBURG, MD 21784 ZONING MOTICE
VARIANCE (410) 781-4000 (City, State, Zip Code)

PUBLIC BEARING ?

(Telephone Number)

SHANNON-BAUM SIGNS 105 COMPETITIVE GOALS DR ELDERSBURG, MD 21784 (410) 781-4000

P.07

ZONING NOTICE

ADMINISTRATIVE

VARIANCE

SCHOLLE TOPERMIT AW OPEN PROJECTION SETBACK OF

AND TO AMEND ANY LAST APPROVED FINAL DEVELOPMENT PLAN FOR LOT

PUBLIC HEARING?

3FT IN LIEU OF THE REQUIRED 11 4 FT. TO PROPERTY LINE

Case No. 97-158-A

PURSUANT TO SECTION 26-127(b) (1), BALTIMORE COUNTY CODE, AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE, PROVIDED THE REQUEST IS RECEIVED IN THE ZONING REVIEW BUREAU BEFORE 5:00 P.M. ON 10 28 96

ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING, 111 WEST CHESAPEAKE AVE., TOWSON, MD 21204, (410) 887-3391

DO NOT REMOVE THIS SIGN AND POST UNTIL AFTER ABOVE DATE UNDER PENALTY OF LAW

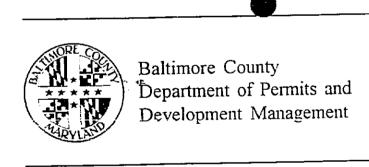
HANDICAPPED ACCESSIBLE

Exhibit A

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than 10/26

Format for Sign Printing, Black Letters on a White Background:



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

ABOUT YOUR ADMINISTRATIVE VARIANCE

CASE NUMBER: 97-158-A (Item 158) N/S Hawksbury Road, 25° W of Windridge Road 4700 Hawksbury Road 2nd Election District - 2nd Councilmanic Legal Owner(s).: Melvin Massey, Jr. and Marcie Kincaid-Massey Post by Date: 10/13/96 Closing Date: 10/18/96

Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice serves as a refresher regarding the administrative process.

- 1) The Zoning Notice sign must be visible on the property under petition on or before the "Post by Date" noted above. It should remain there until after the closing date. The "Closing Date" noted above, is the deadline for a neighbor to file a formal request for a public
- 3) After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. He/She may (a) grant the requested relief, (b) deny the requested relief, or (c) Order that the matter be set

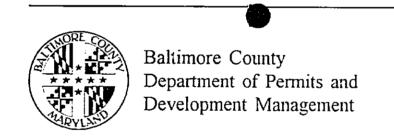
whether or not your petition has been granted, denied, or will go to public hearing.

4) In cases that must go to a public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), notification of same will be forwarded to you. The sign on the property must be changed giving notice of the hearing's date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign, must be forwarded to this office.

in for a public hearing. You will receive written notification (typically within 7 to 10 days) as to

PLEASE UNDERSTAND THAT ON THE CLOSING DATE, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Printed with Soybean Ink on Recycled Paper



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

(Revised 09/24/96)

November 14, 1996

Mr. and Mrs. Melvin Massey, Jr. 4700 Hawksbury Road Pikesville, MD 21208

> RE: Item No.: 158 Case No.: 97-158-A Petitioner: Melvin Massey, et ux

Dear Mr. and Mrs. Massey:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on October 3, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

> Sincerely, it. Cont Received y W. Carl Richards, Jr. Zoning Supervisor

Attachment(s)

Printed with Soybean Into on Recycled Paper



Office of the Fire Marshal

DATE: 10/10/96

Arnold Jablon Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: SEE BELOW Location: DISTRIBUTION MEETING OF OCT. 10, 1996.

Item No.: SEE BELOW

700 East Joppa Road Towson MD 21286-5500

Zoning Agenda:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 149,150,151,152,153,154, 155,156,158,159 and 160.

REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal Office, PHONE 887-4881, MS-1102F

BAL MORE COUNTY, MAR LAND DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE R. Bruce Seeley

Permits and Development Review SUBJECT: Zoning Advisory Committee
Meeting Date: 3415

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

RBS:sp BRUCE2/DEPRM/TXTSBF BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

Arnold Jablon, Director Permits and Development Management

DATE: October 10, 1996

Pat Keller, Director Office of Planning

SUBJECT: Petitions from Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s): Item Nos. 115, 149, 151, 153, 154, 156, 158, and 159 If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3495.

Maryland Department of Transportation State Highway Administration David L Winstead Secretary Parker F. Williams Administrator

RE: Baltimore County Ms. Rosiyn Eubanks Item No. 158 (J C. L.) Baitimore County Office of Permits and Development Management 10 24.96 County Office Building, Room 109 Towson, Maryland 21204

Dear Ms. Eubanks:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Small at 410-545-5581 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours, Ronald Burns, Chief Engineering Access Permits

Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free.

I am Jessie Gautend. I have no alysisten to the can port. My Concern is that it is bruit built in a manner that it does not affect the value of my property.

1 ... Canton Luxenler

JWNER INFORMATION

DISTRICT: 02 ACCT NO: 1806004036

MD 21205

FRINTIFAL FEETEN E

OWNER NAME: CRAWFORD FEIRE T ORAWFORD JESSIE 1 **XAIDING ADDRESS: 4700 HAWKSBURY RD

ESTRE VOSEOVERY ANATOLY | 1981 | PLFERENIE: | 1/ | / 10**51**0/ **71**8 | CAN EXEMPT: UN

DATE: 03/05/94 FRICE: \$139.900 FOTENTIAL TAX LIABILITY * NONE *

`_____

I am leter Crawford. I have no objection to the design and building of a compant as explain to me. I understand It will building will be so monetar and built to county regulation.

John bleyander

BALIIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

Date: October 25, 1996 Arnold Japlon, Director Department of Permits & Development Management

CWCevelopment Plans Review Division SUBJECT: Zoning Advisory Committee Meeting for October 21, 1996 Item Nos. 151, 153, 154, 155, 156, 158, 159, and 160

///ficbert W. Bowling, Chief

The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:HJO:jrb

FROM:

cc: File

ZONE33

ITEM # 158

iffe fathrif i Ni

o o godine i pakin ayu

We do not object to a corport, measuring 16'x 20', lying built by our neighbors.

THE REPORT OF THE

:0-09-1995 07:50AM FR HIGHS135

Request for Zoning: Administrative Variance Date to be Posted: Anytime before but no later than 10/20/96 Format for Sign Printing, Black Letters on a White Background:

> ZONING NOTICE ADMINISTRATIVE VARIANCE

Case No. 97-158-A - 50 TOPERMIT AN OPEN PROJECTION SETBACK OF 3FT IN LIEU OF THE REQUIRED 11 4 FT. TO PROPERTY LINE AND TO AMEND ANY LAST APPROVED FINAL DEVELOPMENT PLAN FOR LOT.

PUBLIC HEARING?

PURSUANT TO SECTION 26-127(b) (1), BALTIMORE COUNTY CODE. AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE, PROVIDED THE REQUEST IS RECEIVED IN THE ZONING REVIEW BUREAU BEFORE 5:00 P.M. ON

ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING, 111 WEST CHESAPEAKE AVE., TOWSON, MD 21204, (410) 887-3391

DO NOT REMOVE THIS SIGN AND POST UNTIL AFTER ABOVE DATE UNDER PENALTY OF LAW HANDICAPPED ACCESSIBLE

17007814673 P.01

